EXPRESS MAIL CERTIFICATE OF MAILING

Express M

ached correspondence comprising:

1. Authorization for Fee Payment for Terminal Disclaimer to Obviate a Provisional Double Patenting Rejection Over a Pending Reference Patent Application (2 pages)(original and copy), 2. Return Postcard

is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" addressed to: Commissioner for Patents,

P.O. Box 1450, Alexandria, VA 22313-1450

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Jeffery S. Haas et al	Docket No. :	IL-11088
Serial No.		10/788,558	Art Unit :	1743
Filed	:	02/26/2004	Examiner :	Samuel P. Siefke
For	:	EXPLOSIVES TESTER		

Commissioner of Patents Alexandria, VA 22313-1450

AUTHORIZATION FOR FEE PAYMENT FOR TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING "REFERENCE" PATENT **APPLICATION**

- 1. A response in connection with the matter for which this authorization is provided:
 - is filed herewith
 - has been filed.
- 2. Applicant is
 - a small entity:
 - Small entity status is proper and desired.
 - other than a small entity

3. Fee Payment

■ Charge Account No. 12-0695 in the amount of \$65.00

■ Charge Account No. 12-0695 for any additional extension and/or fee required or credit for any excess fee paid.

Dated: <u>August 3, 200</u>6

Reg No.: 25,220

Tel. No.: (925) 424-6897

Eddie E. Scott

P.O. Box 808, L-703 Livermore, CA 94551

PTO/SB/25 (07-06) Approved for use through 09/30/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the operwork Reduction of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TERMINAL DISCLAMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING | Docket Number (Optional)

REJECTION OVER A PENDING "REFERENCE" APPLICATION	!L-11088				
In re Application of: Jeffrey J. Haas et al.					
Application No.: 10/788,558					
Filed: 02/26/2004					
For: Explosives Tester					
The Regents of the University of California of the University of California of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/610,904 on 06/30/2003 of as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.					
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," in the event that: any such patent: granted on the pending reference application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.					
Check either box 1 or 2 below, if appropriate.					
1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.					
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.					
2. The undersigned is an attorney or agent of record. Reg. No. 25,220					
Signature	Auguit 3, 2006				
Eddie E. Scott					
Typed or printed name					
	(925) 424-6897 Telephone Number				
Terminal disclaimer fee under 37 CFR 1.20(d) is included.					
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).					
Form PTO/SB/96 may be used for making this statement. See MPEP § 324. This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO					
to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estin	nated to take 12 minutes to complete,				

to process) an application. Confidentially is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 hintities to Complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.